

**FEDERAL COMMUNICATIONS COMMISSION**

**445 12<sup>th</sup> STREET, S.W.  
WASHINGTON, DC 20554**

**May 18, 2010**

*In Reply Refer to:*  
1800B3

Mr. Kevin C. Williams  
Wabash Communications, Inc.  
311 LaDue Drive  
Mount Carmel, Illinois

In Re: DWVMC(AM), Mt. Carmel, IL  
Facility ID No. 56562  
Request for Special Temporary  
Authorization

Dear Mr. Williams:

This letter refers to the May 14, 2010, request for Special Temporary Authorization (“STA Request”) filed on behalf of Wabash Communications, Inc. (the “Licensee”), licensee of Station DWVMC(AM), Mount Carmel, Illinois (the “Station”).

On April 19, 2010, the Commission received a letter, signed by Mr. Marty Hensley (“Hensley”), indicating that he was surrendering the Station’s license. Hensley indicated that he was Chief Operator for the Station and that: (1) the station had been silent since May of 2008; and (2) the licensee, Wabash Communications, Inc., no longer existed. Hensley indicated that he had received the license for the station and was returning it, and he requested that the Station be deleted from the Commission’s data base.<sup>1</sup> In reliance on the Hensley Letter, the staff cancelled the Station’s license and deleted its call sign on May 11, 2010.<sup>2</sup>

In the STA Request, the Licensee indicates that, as of April 13, 2010, Hensley was not and is not the Chief Operator of the Station, and neither was he nor is he an officer, director, or shareholder of the Licensee. Therefore, the Licensee states, Hensley had no authority to open mail addressed to the Licensee, and he had no authority to surrender the Station’s license to the Commission. The Licensee indicates that the Station is currently on the air from its authorized transmitter site, and it requests STA to continue Station operations pending consideration of the Petition for Reconsideration that the Licensee is in the process of preparing.

Under Section 309(f) of the Communications Act,<sup>3</sup> when an appropriate application has been filed, the Commission may grant special temporary authorization if it finds that there are

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<sup>1</sup> Letter from Mr. Marty Hensley (rec’d Apr. 19, 2010) (the “Hensley Letter”).

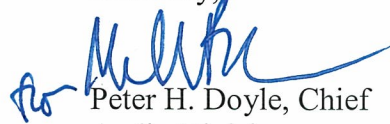
<sup>2</sup> Public Notice of this action was issued on May 14, 2010. See *Broadcast Actions*, Public Notice, Report No. 47246 (May 14, 2010), p. 14.

<sup>3</sup> 47 U.S.C. § 309(f).

extraordinary circumstances requiring temporary operations in the public interest and that delay in the institution of such temporary operations would seriously prejudice the public interest. In this case, we believe that the public interest in continuing DWVMC(AM)'s service to the residents of Mount Carmel, Illinois, warrants continued operation of the Station pending further investigation and disposition of the matters raised in the STA Request.

Accordingly, the May 14, 2010, request for Special Temporary Authorization filed by Wabash Communications, Inc. IS GRANTED, and it may continue operation of Station DWVMC(AM), Mount Carmel, Illinois, with the facilities authorized in License No. BL-20100224ACW. This authorization will expire 180 days from the date of this letter and is without prejudice to any action taken by the staff in light of the matters raised herein.

Sincerely,

  
Peter H. Doyle, Chief  
Audio Division  
Media Bureau

cc: Dennis J. Kelly, Esq.  
Mr. Marty Hensley